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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 08-70183 JCS
)	
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
v.)	
)	
PEK HOON MARGARET LIM,)	
)	
)	
Defendant.)	
_____)	

On May 7, 2008, the parties in this case appeared before the Court for a status conference. At that time, the parties requested, and the Court agreed, to set a status conference on May 30, 2008 to schedule the date for the defendant's preliminary hearing and arraignment. The parties further stipulated that pursuant to Federal Rule of Criminal Procedure ("FRCP") 5.1(d), the time limits set forth in FRCP 5.1(c) be excluded from May 7, 2008, through May 30, 2008. The parties

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2 agreed that, taking into account the public interest in prompt disposition of criminal cases, good
3 cause existed for this extension.

4 On May 30, 2008, the parties appeared before the Court for another status conference. At
5 that time, the parties requested, and the Court agreed, to set a status conference on June 20, 2008
6 to schedule the date for the defendant's preliminary hearing and arraignment. The parties further
7 stipulated that pursuant to Federal Rule of Criminal Procedure ("FRCP") 5.1(d), the time limits
8 set forth in FRCP 5.1(c) be excluded from May 30, 2008, through June 20, 2008. The parties
9 agreed that, taking into account the public interest in prompt disposition of criminal cases, good
10 cause exists for this extension.

11 The defendant also agrees to exclude, from May 7, 2008 through May 30, 2008, and from
12 May 30, 2008 through June 20, 2008, any time limits applicable under 18 U.S.C. § 3161. The
13 parties represented to the Court that the length of the continuances mentioned above was the
14 reasonable time necessary for effective preparation of defense counsel. 18 U.S.C. §
15 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting those
16 continuances outweighed the best interests of the public and the defendant in a speedy trial. 18
17 U.S.C. § 3161(h)(8)(A).

18 SO STIPULATED:

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20 JOSEPH P. RUSSONIELLO
United States Attorney

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22 DATED: May 30, 2008

23 /s/
TAREK J. HELOU
Assistant United States Attorney

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25 DATED: May 30, 2008

26 /s/
GEOFFREY HANSEN
Attorney for Defendant Margaret Pek Hoon Lim

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28 For the reasons stated above, the Court finds that exclusion of time from May 7, 2008

1 through May 30, 2008 is warranted and that the ends of justice served by the continuance
2 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161
3 (h)(8)(A); FRCP 5.1(d). The failure to grant the requested continuance would deny the
4 defendant effective preparation of counsel, and would result in a miscarriage of justice. 18
5 U.S.C. §3161(h)(8)(B)(iv).

6 The Court also finds that exclusion of time from May 30, 2008 through June 20, 2008 is
7 warranted and that the ends of justice served by the continuance outweigh the best interests of
8 the public and the defendant in a speedy trial. 18 U.S.C. §3161 (h)(8)(A); FRCP 5.1(d). The
9 failure to grant the requested continuance would deny the defendant effective preparation of
10 counsel, and would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(iv).

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12 SO ORDERED.

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14 DATED: _____

15 _____
16 THE HONORABLE EDWARD M. CHEN
17 United States Magistrate Judge
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